



Attorney Docket No. PD-99W059

PATENT

3662
#12
Peterson
W.D.
Ames
L.Hof
(3)

1/30/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Date:	January 28, 2004
Lee, J.J.)	Art Unit:	3662
Serial No. 09/771,300)	Examiner:	Blum, T.
Filed: 05/03/2001)		
For: CONFORMAL END-FIRE)		
ARRAYS ON HIGH IMPEDANCE)		
GROUND PLANE)		

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FEB 05 2004

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RECONSIDERATION OF HOLDING OF ABANDONMENT

Honorable Commissioner for Patents
Washington, D.C. 20231

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GROUP 3600

Dear Sir:

Applicants hereby request Examiner to reconsider the Notice of Abandonment mailed on April 10, 2003, in the hereinabove-identified Patent Application which has been placed under Secrecy Order. The abandonment is alleged on the basis that no response was received in reply to an Office Action (mailed July 31, 2002) from the United States Patent and Trademark Office (USPTO) requiring a response thereto within six months.

Applicants contend that a reply to said Office Action was indeed sent by Applicants to the USPTO on January 28, 2003. The reply, an Amendment, a copy of which is provided herewith, was signed by the undersigned attorney. A duly executed Certificate of Mailing was executed by the undersigned as part of the Amendment evidencing the mailing data of January 28, 2003. Also provided herewith is a copy of a postcard which our records indicate was sent with said Amendment; however, receipt of said postcard back to Applicant has not occurred.

Further provided herewith is a copy of the Classified Material Transaction record indicating that the Amendment was mailed on January 28, 2003, to: Assistant Commissioner for Patents, Washington, DC 20231. We regret that the Amendment was not indicated "Patent and Trademark Office Secrecy Order" or "Attention Licensing and Review" as is the preference for Secrecy Order cases. However, it is Applicant's understanding that such reference to a Secrecy

Order or Licensing Review is not an absolute requirement for filing Amendments or otherwise communicating with the Patent Office.

Moreover, a copy of the Track & Confirm receipt, a copy enclosed herewith, indicates that the Patent Office received the Amendment, said receipt having been signed by E. Scott.

Consequently, Applicants respectfully request the Holding of Abandonment be reconsidered by Examiner, since Applicants duly sent in a response to the Office Action within the required six (6) month response time and, therefore, believe that there is indeed no abandonment in fact of the Patent Application. Applicants request that the Patent Application be placed in condition for further prosecution thereof.

Applicants reply upon Manual of Patent Examining Procedure (MPEP) 711.03, Reconsideration of Holding of Abandonment; Revival; and, in particular MPEP 711.03(a), Holding Based on Insufficiency of Response.

Applicants appreciate Examiner's consideration of this matter.

Respectfully submitted,

Registration No. 30,021


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